



01-10-05

IFW

Docket 17510 DIV1 (BOT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: STEPHEN DONOVAN ) Examiner: Vanessa L. Ford  
Serial Number: 10/675,020 )  
Filed: September 29, 2003 ) Art Unit: 1645  
For: TRANSDERMAL PATCH FOR ) Confirmation No. 4829  
BOTULINUM TOXIN ADMINISTRATION )  
Irvine, California

**TRANSMITTAL LETTER**

MAIL STOP: AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Please find enclosed with regard to the above-identified pending U.S. patent application: (1) a 3 page response to the December 13, 2004 Office Action in the above-identified patent application; (2) this two page Transmittal Letter, and; (3) a return postcard.

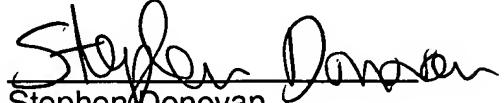
**CLAIMS AS FILED**

CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
Total Claims 6	6	= 0 x	\$50	= \$0.00
Independent Claims 1	1	= 0 x	\$200	= \$0.00
If application has been amended to contain multiple dependent claim(s), then add	No		\$360	= \$0.00
Time Extension Fees:	0 mth		\$0.00	= \$0.00
Terminal Disclaimer Fee:				= \$0.00
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>				<b>\$0.00</b>

The Commissioner is hereby authorized to charge any fees required or necessary for the filing, processing or entering of this paper or any of the enclosed papers, and to refund any overpayment, to deposit account 01-0885.

Respectfully Submitted,

Date: January 7 2005

  
Stephen Donovan  
Registration Number 33,433

Please direct all inquiries and correspondence to:

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I hereby certify that this Transmittal Letter, the Response to Office Action and the documents referred to as enclosed therein are being deposited with the United States Postal Service on this date JANUARY 07, 2005 in an envelope as "Express Mail Post Office to Addressee" Mailing Label number EV193719850US addressed to Mail Stop: Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Susan Bartholomew  
Name of person mailing paper

Date: January 7, 2005

  
Signature of person signing paper



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**RESPONSE TO OFFICE ACTION**

MAIL STOP: AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**I. The Office Action**

The December 13, 2004 office action (the "Office Action") in this application requested applicant to restrict to one of:

1. Group I, claims 1-15;
2. Group II, claims 16-21,
3. Group III, claims 22-30 and;
4. Group IV, claims 31-35.

Please note that Applicant cancelled claims 1-15 and 22-35 in the preliminary amendment (copy enclosed) filed with this application on September

29, 2003, therefore, Applicant requests that the restriction requirement be withdrawn.